

EAST Search History

Ref #	Hits	Search Query	DBs	Default Operator	Plurals	Time Stamp
L3	3	((carrier or tray) and (insert) and wall and asymmetric\$).clm.	US-PGPUB	OR	ON	2006/11/21 14:19

Johnson, Jerrold D.

From: Mike Trenholm [mtrenholm@kmob.com]
Sent: Tuesday, November 14, 2006 10:27 PM
To: Johnson, Jerrold D.
Subject: RE: 10/783,412

Examiner Johnson

As I mentioned in my voice mail from earlier today, my client finds Claim 1A acceptable. Can we enter this by Examiner's amendment ? Let me know.

Thanks

Mike Trenholm
951 781 9231

-----Original Message-----

From: Johnson, Jerrold D. [mailto:Jerrold.Johnson@USPTO.GOV]
Sent: Tuesday, October 24, 2006 12:46 PM
To: Johnson, Jerrold D.; Mike Trenholm
Cc: Yu, Mickey
Subject: RE: 10/783,412

Mr Trenholm,

Actually, in claim 1A, the recitation needs to read first and second portions having different cross-sectional shapes so as to define...

Buchholz does have a first connecting means (outwardly extending rib 34) having first and second portions that have a different shape. The linear portion of the "D" shape is the first portion having a first linear shape, and the curved portion of the "D" shape is the second portion having a second curvilinear shape. However, both of these portions have the same cross-sectional shape. The claim, as now proposed, sets forth that the first and second portion have different cross-sectional shapes.

Sorry for the confusion.

Jerry Johnson

> -----Original Message-----

> From: Johnson, Jerrold D.
> Sent: Tuesday, October 24, 2006 3:21 PM
> To: 'mtrenholm@kmob.com'
> Cc: Johnson, Jerrold D.; Yu, Mickey
> Subject: 10/783,412

>

> Mr Trenholm,

>

> I've taken a look at your amendment for this application.

>

> In my previous action I identified the second connecting means in the Buchholz reference as being the protuberances 48 within the recess 26. However, a better interpretation of the second connecting means in the Buchholz reference is the inner surface of the recess 26. This inner surface unambiguously matches the outer surface of the outward extending rib 34 (first connecting means) of the insert, and thus prevents rotation of the insert with respect to the carrier, and prevents an incorrect insertion of the insert in the carrier as is claimed. With this quite reasonable interpretation, the existing claims are not patentable over Buchholz.

>
> Accordingly, I propose the following two claims to define over Buchholz.
The claims are drafts, and should be seen in that light. I will, however,
stand behind these claims if you should choose to accept the claim language
I've set forth. I am also amenable to reasonable changes if they are deemed
necessary by the applicant.

>
> 1A. (Currently Amended) A modular array arrangement for use in a
screening assay comprising:
> a carrier; and
> at least one insert for attachment to said carrier, said at least one
> insert having a first connecting means arranged on at least one of
> the external wall of said at least one insert so as to extend
> outward therefrom, said carrier having at least one location for
> receiving one of said at least one insert and comprising a second
> connecting means, said second connecting means being arranged in,
> adjacent to, or formed by said at least one location, wherein
> said first connecting means or said second connecting means have
first and second portions having different shapes so as to define an
asymmetric structure or form, said first connecting means
unambiguously matching
> with said second connecting means, said unambiguously matching
permitting the
> alignment of said at least one insert in a predetermined orientation
> in or on said carrier so as to prevent rotational movement of the at
> least one insert in the carrier and excluding an incorrect insertion
> of said at least one insert, and said insert having at least one
> section defined for receiving a sample, said at least one section
> being provided with or adapted for receiving operational
> means[,], wherein said first connecting means or said second
> connecting means is adapted to serve as a grip that extends
> outward from the insert a distance sufficient to permit transfer of
the insert by a user or an automated machine while reducing the
potential of contact by the user or the automated machine of the
contents of the insert.

>
> As yet unnumbered (new) The modular array of claim 1A, wherein
> the first and second portions comprise first and second arms.

>
> 1B. (Currently Amended) A modular array arrangement for use in a
screening assay comprising:>
> a carrier; and
> at least one insert for attachment to said carrier, said at least one
> insert having a first connecting means arranged on at least one of
> the external wall of said at least one insert so as to extend
> outward therefrom, said carrier having at least one location for
> receiving one of said at least one insert and comprising a second
> connecting means, said second connecting means being arranged in,
> adjacent to, or formed by said at least one location, wherein said
first connecting means or said second connecting means have an
asymmetric structure or form, said first connecting means
unambiguously matching
> with said second connecting means, said unambiguously matching
permitting the
> alignment of said at least one insert in a predetermined orientation
> in or on said carrier so as to prevent rotational movement of the at
> least one insert in the carrier and excluding an incorrect insertion
> of said at least one insert, and said insert having at least one
> section defined for receiving a sample, said at least one section
> being provided with or adapted for receiving operational
> means[,], wherein said first connecting means or said second
> connecting means includes a portion that faces and is spaced apart
> from the external wall of the insert so that the first connecting
> means is adapted to serve as a grip that extends outward from the
insert a distance sufficient to permit transfer of the insert by a user

or an automated machine while reducing the potential of contact by the user or the automated machine of the contents of the insert.

>
> As yet unnumbered (new) The modular array of claim 1B, wherein
> the portion of the first connecting means that faces and is spaced apart
> from the external wall comprises an arm.
>
> As yet unnumbered (new) The modular array of claim set forth
> immediately above, wherein the first connecting means comprises first and
> second portions each comprising an arm.
>
> Please get back to me on this at your convenience.
>
> Jerry Johnson
>
> Jerrold Johnson
> Patent Examiner, AU 3728
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>

"<KMOB.COM>" made the following annotations.

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